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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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:
ANDREAS PEFANIS on behalf of himself :
and others similarly situated, :
Plaintiff, :

08 Civ. 002 (DLC)

-v-

ORDER

WESTWAY DINER, INC., :
Defendant. :

-----X
DENISE COTE, District Judge:

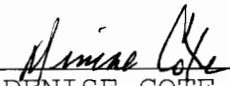
Applying the standard articulated in In re SCOR Holding
(Switzerland) AG Litigation, 537 F. Supp. 2d 556, 569-79
(S.D.N.Y. 2008), for the reasons stated on the record in a
telephone conference held with the parties today, it is hereby

ORDERED that the plaintiff's March 12, 2009 motion for
class certification is granted.

IT IS FURTHER ORDERED that the parties shall make the
submissions described on the record by August 14, 2009.

SO ORDERED:

Dated: New York, New York
August 7, 2009



DENISE COTE
United States District Judge